



STATE OF WASHINGTON
**APPLICATION FOR CHANGE/TRANSFER
OF WATER RIGHT**

For filing with Ecology or with County Conservancy Boards



A MINIMUM FEE OF \$10.00 PAYABLE TO ECOLOGY MUST ACCOMPANY THIS APPLICATION

(Check all that apply.)

- ☐ Change purpose(s) of use
- ☒ Add purpose(s) of use
- ☒ Change point(s) of diversion/withdrawal
- ☐ Add point(s) of diversion/withdrawal
- ☒ Change/transfer place of use
- ☐ Other (i.e. consolidation, intertie, trust water)

Explain: _____

FOR OFFICE USE ONLY

CHANGE No. CS4-00908CTCL@1 WRIA 39
DATE ACCEPTED 10/20/04 BY [Signature]
FEE \$ 30.00 REC'D 10/14/04
CHECK No. 4498
SEPA: ☐ Exempt ☒ Not exempt

1 of 3

****IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS (PLEASE PRINT OR TYPE CLEARLY)****

1. Applicant Information:

APPLICANT/BUSINESS NAME MountainStar Resort Development, LLC. Attn: George Cockill	PHONE NO. (509) 649-3000	FAX NO. (509) 649-3059
ADDRESS 109 South First Street, PO Box 887		
CITY Roslyn	STATE WA	ZIP CODE 98941-0887

CONTACT NAME (IF DIFFERENT FROM ABOVE) Joe Mentor, Jr. % Mentor Law Group PLLC	PHONE NO. (206)493-2300	FAX NO. (206)493-2310
ADDRESS 1100 Market Place Tower, 2025 First Avenue		
CITY Seattle	STATE WA	ZIP CODE 98121

2. Water Right Information:

WATER RIGHT OR CLAIM NUMBER Yakima Superior Court Claim No. 00908 (May 20, 1885)	RECORDED NAME(S) Triple L, LLC
DO YOU OWN THE RIGHT TO BE CHANGED? * YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	
IF NO, PROVIDE OWNER(S) NAME:	
HAS THE WATER BEEN PUT TO BENEFICIAL USE IN THE LAST FIVE (5) YEARS? * YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	

Please attach copies of any documentation that demonstrates consistent, historical use of water since the right was established. Also, if you have a water system plan or conservation plan, please include a copy with your application.

FOR OFFICE USE ONLY

APP. NO. _____ PERMIT NO. _____ CERT. NO. _____ CERT. OF CHANGE NO. _____

Court Claim 00908 (portion)
SUB 7 REEFER CREEK

CS4-00908CTCL@1

REET 10-21-2004

3. Point(s) of Diversion/Withdrawal:

A. Existing

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Yakima River via Mill Ditch		SW	NE	29	18N	18 E.		

B. Proposed

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Yakima River @ City of Cle Elum		SW	SE	27	20	15 E		
Cle Elum River @ City of Cle Elum		SW	SE	30	20	15 E.		
Cle Elum River @ Winston Bridge (E)		NW	NE	14	20	14 E.		
Cle Elum River @ Winston Bridge (W)		E ½	SW	11	20	14 E.		

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DO YOU OWN THE EXISTING AND PROPOSED POINT(S) OF DIVERSION/WITHDRAWAL?
EXISTING: ☐ YES × NO PROPOSED: × YES × NO – IF NO, PROVIDE OWNER(S) NAME: City of Cle Elum is proposed. Mill Ditch Water Users is existing

Please include copies of all water well reports involved with this proposal. Also, if you know the distances from the nearest section corner to the above point(s) of diversion/withdrawal, please include that information in Item No. 6 (remarks) or as an attachment.

4. Purpose of Use:

A. Existing

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
Irrigation of 70 acres	3.29 cfs	868.0 AF	Apr. 1 through Oct. 15

B. Proposed

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
Municipal Purpose and Flow Augmentation	3.29 cfs	868.0 AF	Apr. 1 through Oct. 15

5. Place of Use:

A. Existing

LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:							
E ½ E ½ NW ¼ east of Desmond Road and the W ½ NE ¼ of Section 33, Township 18N., Range 18 EWM							
¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
		33	18N	18E	Kittitas		70
DO YOU OWN ALL THE LANDS IN THE EXISTING PLACE OF USE? <input type="checkbox"/> YES × NO – IF NO, PROVIDE OWNER(S) NAME: Triple L, LLC							

B. Proposed

LEGAL DESCRIPTION OF LANDS WHERE NEW USE IS PROPOSED:							
Area served by MountainStar Resort Resources, Inc., in accordance with a water system Comprehensive plan or update approved by Washington Department of Health in Secs. 11, 13-15, 23-25, T.20 N., R. 14 E.W.M., and Secs. 18-21, 28-31, T. 20 N., R. 15 E.W.M.							
¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
DO YOU OWN ALL THE LANDS IN THE PROPOSED PLACE OF USE? × YES <input type="checkbox"/> NO – IF NO, PROVIDE OWNER(S) NAME:							

Attach a detailed map of your proposed change/transfer. The map should show existing and proposed point(s) of diversion/withdrawal, place of use and any other features involved with this application. If platted property, please include a certified copy of the plat map.

Are there any ADDITIONAL WATER rights OR CLAIMS RELATED to the same property as the ONE PROPOSED FOR CHANGE/TRANSFER?
x YES ☐ NO - IF YES, PROVIDE THE WATER RIGHT/CLAIM NUMBER(S):
CS4-YRB07CC01724@1, CS4-YRB07CC01724@2, CS4-YRB07CC01724@3, CS4-YRB07CC01724@4, CS4-YRB07CC01724@5, CS4-YRB07CC01724@6

6. Remarks and Other Relevant Information:

IF FOR SEASONAL OR TEMPORARY, START DATE ____/____/____ END DATE ____/____/____

Certain applications may incur a Real Estate Excise Tax liability for the seller of the water rights. The Department of Revenue has requested notification of potential taxable water right related actions and therefore may be provided with a copy of this request.

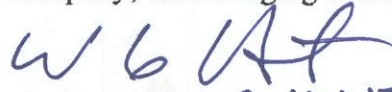
Please contact the State Department of Revenue for further information. The phone number is (360) 570-3265. The address is: Department of Revenue, Real Estate Excise Tax, PO Box 47477, Olympia, WA 98504-7477.


7. Signatures:

I certify that the information above is true and accurate to the best of my knowledge. I understand that in order to process my application, I am hereby granting staff from the Department of Ecology or the County Conservancy Board access to the above site(s) for inspection and monitoring purposes. If assisted in the preparation of the above application, I understand that all responsibility for the accuracy of the information rests with me.

Applicant and Water Right Holder:

MOUNTAINSTAR RESORT DEVELOPMENT, LLC, a Delaware limited liability company
BY: EASTON RIDGE INVESTORS, LLC, a Delaware limited liability company, its Managing Member

By: 
Name: WILLIAM G. HUNT
Its: EVP
Dated: 10-1-04

By: 
Name: DEL E. GOEHRING
Its: Vice President
Dated: 10/4/04

See Purchase and Sale Agreement
(Land Owner(s) of Existing Place of Use)

1 1
(Date)

IMPORTANT! APPLICATION FILING INFORMATION IS PROVIDED ON THE NEXT PAGE.